

NOV 22 2004



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FAX

INTELLECTUAL PROPERTY LAW

|        |                                |         |                                |
|--------|--------------------------------|---------|--------------------------------|
| To:    | U.S. Patent & Trademark Office | From:   | Molly L. Sauter                |
| Attn:  | Amanda T. Le - Art Unit 2634   | Client: | 1413.02                        |
| Fax:   | (703) 872-9314                 | Pages:  | 15 including coversheet        |
| Phone: | (703) 305-4769                 | Date:   | November 22, 2004              |
| Re:    | USSN 10/064,570                | CC:     | Jabil Circuit, Inc. (assignee) |


☐ Urgent    ☒ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

Dear Examiner Le:

In response to the non-final office action mailed on August 23, 2004, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated November 22, 2004 (2 pages); and
- 2) Amendment B with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated November 22, 2004 (12 pages).

Very respectfully,

  
Molly L. Sauter  
Reg. No. 48,457

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NOV 22 2004

Practitioner's Docket No.: 1413.02

PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Israel Morejon et al. )

Serial No.: 10/064,570 )

Filed: 07/26/2002 )

For: Symmetric Spherical QAM )  
Constellation )

Examiner: Amanda T. Le

Art Unit: 2634

Confirmation No.: 3235

Faxed to Technology Center 2600 at (703) 872-9314

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicant is an independent inventor. A statement was already filed.

**EXTENSION OF TERM**

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that an extension of term is required. Petition and Fee for Extension of Time is attached hereto.

**CERTIFICATE OF FACSIMILE TRANSMISSION**  
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 2634, Attn.: Amanda T. Le, (703) 872-9314 on November 22, 2004.

Dated: November 22, 2004

  
Deborah Preza

(Amendment Transmittal—page 1)

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

|  | (Col. 1)                                  |       | (Col. 2)                              | (Col. 3)         | SMALL ENTITY |               |
|--|---|-------|---------------------------------------|------------------|--------------|---------------|
|  | Claims<br>Remaining<br>After<br>Amendment |       | Highest No.<br>Previously<br>Paid For | Present<br>Extra | Rate         | Addit.<br>Fee |
| Total  | 24  | Minus | 25                                    | = 0              | x \$18 =     | \$90.00       |
| Indep.   | 5   | Minus | 6                                     | = 0              | x \$88 =     | \$258.00      |
| First Presentation of Multiple Dependent Claim |   |       |                                       |                  | + \$300 =    | \$0           |
| Total  |   |       |                                       |                  | Addit. Fee   | \$0.00        |

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3,
  - \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
  - \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

**No additional fee for claims is required.**

Very respectfully,

  
SIGNATURE OF PRACTITIONER

Reg. No. 46,457  
Tel. No.: (727) 507-8558

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(Amendment Transmittal—page 2)